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5 ATTORNEYS FOR DEFENDANT
6 CRAIG ALLEN OGANS

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 SAN FRANCISCO DIVISION

10 UNITED STATES OF AMERICA, Case No. 11-CR-00939-RS
11 Plaintiff,)
12 v.)
13 CRAIG ALLEN OGANS,)
14 a/k/a Byron Stuart Baker,)
15 Defendant.)
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17 WHEREAS, on December 20, 2011, the defendant was arraigned on the indictment
before Magistrate Judge Spero;

18 WHEREAS, on December 23, 2011, the United States produced documents and other
materials to counsel for the defendant;

19 WHEREAS, on May 1, 2012, the United States filed a superseding indictment adding
charges in this case;

20 WHEREAS, on May 8, 2012, the United States produced documents and other materials
to counsel for the defendant;

21 WHEREAS, on June 25, 2012, the Superior Court of the State of California issued an
order unsealing the affidavits supporting the search warrants in the parallel state prosecution and
the United States Attorney's Office, in reliance thereon, produced the underlying search warrant

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24 STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME
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1 affidavits to counsel for the defendant, as requested;

2 WHEREAS, on August 28, 2012, the defendant moved to suppress evidence;

3 WHEREAS, on March 15, 2013, the Court conducted an evidentiary hearing on the
4 motion to suppress evidence;

5 WHEREAS, on April 2, 2013, the Court issued an order denying the motion to suppress
6 evidence;

7 WHEREAS, counsel for the defendant needs time for effective preparation following the
8 Court's ruling;

9 WHEREAS, on April 16, 2013, the Court ordered a settlement conference, which has
10 now been re-scheduled for June 10, 2013, before Magistrate Judge Beeler;

11 WHEREAS, the Court had previously scheduled a status conference for May 21, 2013
12 and the parties agree that this status conference should be continued until after the settlement
13 conference;

14 WHEREAS, undersigned defense counsel will be out of the country from June 24, 2013
15 to July 12, 2013, and will be out of state from August 5, 2013 to August 16, 2013; and

16 WHEREAS, undersigned government counsel will be in a 3 week trial beginning July 19,
17 2013.

18 THEREFORE, it is hereby stipulated by and between the parties, through their respective
19 counsel of record, that the case should be continued from April 16, 2013 to August 20, 2013; and
20 the period of time from April 16, 2013 to August 20, 2013 shall be excluded in computing the
21 time within which the trial of the offenses alleged in the Indictment must commence under Title
22 18, United States Code, Section 3161.

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28 STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME

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1 DATED: May 17, 2013

/s/

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3 Richard A. Tamor, Esq.
4 Tamor & Tamor
Counsel to Craig Allen Ogans

5 DATED: May 17, 2013

MELINDA HAAG
United States Attorney

/s/

8 Adam A. Reeves
9 Assistant United States Attorney

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1 **[PROPOSED] ORDER EXCLUDING TIME**

2 PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that:

3 The ends of justice are served by finding that a continuance from April 16, 2013 to June
4 18, 2013 outweighs the best interests of the public and the defendant in a speedy trial and the
5 prompt disposition of criminal cases and the Court concludes that the exclusion of time from
6 April 16, 2013 to August 20, 2013 should be made under Title 18, United States Code, Sections
7 3161(h)(7)(B)(iv).

8 DATED: 5/20/13

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10 HON. RICHARD SEEBORG
11 United States District Judge

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